

1 GENTILE CRISTALLI
2 MILLER ARMENI SAVARESE
3 COLLEEN E. MCCARTY
4 Nevada Bar No. 13186
5 Email: cmccarty@gcmaslaw.com
6 410 South Rampart Boulevard, Suite 420
7 Las Vegas, Nevada 89145
8 Tel: (702) 880-0000
9 Fax: (702) 778-9709
10 Attorney for Defendant Charles Scanlan

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10 UNITED STATES DISTRICT COURT
11 FOR THE DISTRICT OF NEVADA

12 UNITED STATES OF AMERICA,

13 CASE NO. 2:16-CR-00250-GMN-CWH

14 Plaintiff,

15 vs.
16 DEFENDANT'S MOTION TO FILE
17 CERTAIN DOCUMENTS UNDER SEAL

18 CHARLES JOSEPH SCANLAN
19 a/k/a Alex Michaels,

20 Defendant.

21 Comes now Defendant Charles Joseph Scanlan, by and through counsel, Colleen E.
22 McCarty, Esq., of the law firm of Gentile Cristalli Miller Armeni Savarese, hereby move for an
23 order allowing Defendants to file under seal: Attachment 1 to the Verified Petition for
24 Permission to Practice in this Case Only by Attorney Not Admitted to the Bar of This Court and
25 Designation of Local Counsel for attorney Christopher W. Adams.

26 This Motion to File Under Seal is made and based upon the following Memorandum of
27 Points and Authorities; the Affidavit of Christopher W. Adams, Esq.; the papers and pleadings
already on file herein; and any argument of counsel that may be considered by the Court.

28 **AFFIDAVIT OF CHRISTOPHER W. ADAMS, ESQ.**

29 STATE OF SOUTH CAROLINA)
30 COUNTY OF CHARLESTON) ss:
31

32 CHRISTOPHER W. ADAMS, being first duly sworn, deposes and states as follows:

33 1. I am an attorney with the Law Office of Christopher W. Adams, P.C., counsel of

record for Defendant Charles Scanlan ("Scanlan").

2. I am competent to testify to the matters asserted herein, of which I have personal knowledge, except as to those matters stated upon information and belief. As to those matters stated upon information and belief, I believe them to be true.

3. Attachment 1 to the Verified Petition contains “confidential” information. It is therefore necessary for Defendant to file a redacted version of Attachment 1 under seal.

FURTHER, AFFIANT SAYETH NAUGHT.

Dated this 26th day of August, 2016.

Christopher W. Johnson

Christopher W. Adams, Esq.

SUBSCRIBED AND SWORN to before me
this 26th day of August, 2016

NOTARY PUBLIC in and for said Charleston
County and State of South Carolina

MEMORANDUM OF POINTS AND AUTHORITIES

Local Rule 10-5(b) provides:

Unless otherwise permitted by statute, rule or prior Court order, papers filed with the Court under seal shall be accompanied by a motion for leave to file those documents under seal, and shall be filed in accordance with the Court's electronic filing procedures. If papers are filed under seal pursuant to prior Court order, the papers shall bear the following notation on the first page, directly under the case number: "FILED UNDER SEAL PURSUANT TO COURT ORDER DATED _____." All papers filed under seal will remain sealed until such time as the Court may deny the motion to seal or enter an order to unseal them, or the documents are unsealed pursuant to Local Rule.

In the instant matter, Attachment 1 to the Verified Petition contains confidential information and is being filed under seal at the same time as this motion to seal.

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1 For these reasons, Defendant therefore respectfully requests that this Court enter an order
2 granting Defendant leave to file Attachment 1 to the Verified Petition under seal and that the
3 Court consider the un-redacted portions of the filings and all supporting exhibits.

4 DATED this 26 day of August, 2016.

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6 GENTILE CRISTALLI
7 MILLER ARMENI SAVARESE

8 
9 COLLEEN E. McCARTY
10 Nevada Bar No. 13186
11 410 South Rampart Boulevard, Suite 420
12 Las Vegas, Nevada 89145
13 Attorney for Defendant Charles Joseph Scanlon

14 **[PROPOSED] ORDER**

15 The Court, having reviewed the MOTION TO FILE CERTAIN DOCUMENTS UNDER
16 SEAL, and Good Cause Appearing Therefore, HEREBY ORDERS that Attachment 1 to the
17 Verified Petition be filed under seal. Counsel for Defendant shall deliver an unredacted version
18 to Chambers for in camera review.

19 IT IS SO ORDERED.

20 
21 UNITED STATES DISTRICT COURT JUDGE

22 DATED: August 30, 2016

CERTIFICATE OF SERVICE

The undersigned, an employee of Gentile Cristalli Miller Armeni Savarese, hereby certifies that on the 29th day of August, 2016, true and correct copies of: **Defendant's Motion to File Certain Documents Under Seal**, were served via the United States District Court CM/ECF system as follows:

In addition, an unredacted copy of Attachment 1 to the Verified Petition along with a copy of the Motion, was placed in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada, said envelope addressed to:

DANIEL G. BOGDEN
United States Attorney
DANIEL J. COWHIG
Assistant United States Attorney
501 Las Vegas BLVD S STE 1100
Las Vegas NV 89101-6514



An employee of
GENTILE CRISTALLI
MILLER ARMENI SAVARESE